

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT TACOMA

SERGEY KAZAKOV,

Petitioner,

v.

IMMIGRATION AND CUSTOMS
ENFORCEMENT FIELD OFFICE
DIRECTOR,

Respondent.

Case No. 2:24-cv-00774-RSL-TLF

ORDER FOR RETURN AND
STATUS REPORT, § 2241
PETITION

This is a federal habeas action filed under 28 U.S.C. § 2241 immigration habeas petition. Petitioner is currently detained by U.S. Immigration and Customs Enforcement at the Northwest Detention Center in Tacoma, Washington and contends that his detention is unlawful. Dkt. 1. Having reviewed the petition, the Court ORDERS as follows:

(1) If not previously accomplished, electronic posting of this Order and petitioner's § 2241 habeas petition shall effect service upon the United States Attorney of the petition and all supporting documents. Service upon the United States Attorney is deemed to be service upon the named respondent(s).

(2) **Within 30 days of the date this Order is posted**, respondent(s) shall show cause why a writ of habeas corpus should not be granted by filing a return as provided in 28 U.S.C. § 2243. As a part of such return, respondent(s) shall submit a

1 memorandum of authorities in support of their position and should state whether an
2 evidentiary hearing is necessary. Respondent(s) shall file the return with the Clerk of
3 the Court and shall serve a copy upon petitioner.

4 (3) The return will be treated in accordance with LCR 7(d)(4). Accordingly, on the
5 face of the return, Respondent(s) shall note it for consideration no earlier than 28
6 days after it is filed, and the Clerk shall note the return accordingly. Petitioner
7 may file and serve a response no later than 21 days after the return is filed, and
8 Respondent(s) may file and serve a reply no later than 28 days after the return is
9 filed.

10 (4) If petitioner's custody status changes at any point during this litigation,
11 **respondent(s) shall file a status update with the Court as soon as possible**
12 **and no later than 14 days after the change.**

13 (5) The Clerk is directed to send copies of this Order to petitioner and to the
14 Honorable Robert S. Lasnik.

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16 Dated this 5th day of June, 2024.

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Theresa L. Fricke
20 United States Magistrate Judge